

BOARD OF SELECTMEN

Minutes of the Meeting of 27 September 2006 at 6:00 PM. The meeting took place in the Court Room, Town and County Building, Nantucket, MA 02554. Members of the Board present were Douglas Bennett, Brian Chadwick, Michael Kopko and Whiting Willauer. Chairman Willauer called the meeting to order at 6:25 PM following a meeting of the County Commissioners.

Announcements. Transportation Planner Mike Burns reviewed the logistics of the approximately two-week-long road closure to begin the week of October 9, 2006 in connection with the roundabout project at the intersection of Hooper Farm Road, Sparks Avenue and Pleasant Street. Closures will be effective from 8:00 AM to 4:00 PM.

Town Administrator Libby Gibson announced that Treasurer Debbie Weiner and Collector Elizabeth Brown both recently passed state certification tests and congratulated them. She also announced a zero deficiency report by the Department of Public Health received by Our Island Home and commended Administrator Pam Meriam, Director of Nursing Gail Ellis and the staff.

Public Comment. Barbara Gookin referenced the response to certain non-binding ballot questions from the April 2006 annual election. She suggested that some of the Board's goals are inconsistent with these results particularly the one involving a community arts center.

Neil Parent spoke relative to the mid-island development, sharing concerns about the Stop and Shop development plans. Chairman Willauer stated that this is a matter for executive session.

Approval of Minutes of 13 September 2006 at 6:00 PM. The Board consented to approve the minutes.

Approval of Payroll Warrant for Week Ending 24 September 2006. The Board consented to approve the payroll warrant.

Approval of Treasury Warrant and Pending Contracts for 27 September 2006. The Board consented to approve the treasury warrant and pending contracts.

Public Hearing to Consider Verizon Petition No. 05-035 for Joint or Identical Pole Locations on Sparks Avenue and Pleasant Street. Chairman Willauer opened the public hearing. Ms. Gibson noted that this is per the Town's request in conjunction relocation of poles necessary for the roundabout project announced earlier in the meeting. Mr. Horne from Verizon spoke in support of the request. Chairman Willauer closed the public hearing. Mr. Chadwick moved to approve the petition. Mr. Kopko seconded. So voted.

Town Administrator's Report

Request for Acceptance of Easement Over 50 Old South Road. Ms. Gibson reviewed the relocation of easement request. Attorney Joe Guay, representing the property owner, provided additional information regarding the plan approved by the Planning Board. No further comments were provided. Mr. Bennett moved to accept the easement. Mr. Chadwick seconded. So voted.

Selectmen's Reports/Comment

1. Appointments to Auto Limitations Study Committee. Chairman Willauer suggested that three votes would be required for appointment and that the Board would vote for five applicants to fill the seats as advertised. Applicants were Alan Brown, Matt Fee, Paula Leary, Nat Lowell, Don Shea, Christine Silverstein and John Wagley. JoAnne Pimental-Roche had withdrawn her application. On the first round of voting, Mr. Kopko voted for Ms. Silverstein, Mr. Wagley, Mr. Fee, Mr. Lowell and Ms. Leary. Mr. Chadwick voted for Mr. Brown, Mr. Wagley, Mr. Fee, Mr. Lowell and Ms. Leary. Mr. Bennett voted for Mr. Brown, Mr. Shea, Mr. Wagley, Mr. Fee and Ms. Leary. Chairman Willauer voted for Ms. Silverstein, Mr. Wagley, Mr. Fee, Mr. Lowell and Ms. Leary. So voted to appoint Mr. Wagley, Mr. Fee, Mr. Lowell and Ms. Leary. On the second round of voting to determine the fifth community-at-large member, Mr. Kopko voted for Ms. Silverstein; Mr. Chadwick voted for Mr. Brown; Mr. Bennett voted for Mr. Brown and Chairman Willauer voted for Ms. Silverstein. Mr. Kopko moved to appoint both Alan Brown and Christine Silverstein to the committee. Mr. Bennett seconded. So voted. Mr. Kopko nominated Chairman Willauer to serve on the committee as the Board of Selectmen representative. Mr. Chadwick seconded. So voted.

2. Discussion with Parks and Recreation Commission Regarding Concessions at Children's and Jetties Beaches. Maureen Beck, Chairperson of the Parks and Recreation Commission, provided a history of the current Children's Beach concession. She noted that vendors in place this past year did not bid for the next term and reviewed recent contract requirements, adding that the previous concessionaire had provided breakfast at the premises, but that this was outside the contract requirements. She noted that the present bidder is willing to also provide breakfast offerings. Discussion followed on the proposed contract, which remains unchanged from the previous one. Ms. Beck reviewed the Jetties bid response, advising that the top bidder withdrew his bid and that the second highest bidder expressed interest and asked for an expanded scope to a full-service restaurant. She stated that the Commission voted to approve the request for expansion of the scope, but the parties further sought a five-year renewal option, which was not possible under the procurement process and the party then withdrew his bid. Discussion followed on the Town's needs and wants for family beach facilities, the bidding process and the lowering of the minimum bid for the subsequent re-bid. Parks and Recreation Director Jimmy Manchester spoke in support of minimum bids and reminded the Board that functions are held at the Jetties in addition to the daily snack bar service and reviewed the need for generating income. Mr. Kopko suggested a discussion to find the funds to allow lower bidding to occur for the sake of ensuring a family snack bar. Mr. Chadwick shared his views, noting that this matter originated when the Children's Beach concession contract was on the agenda for approval and cautioned against lowering the minimum bid. He suggested further discussion with Parks and Recreation. Parks and Recreation Commissioner Jack Gardner spoke in support of setting a high minimum bid and the need for income to meet the commission's budget.

Mr. Kopko moved to approve the Children's Beach concession contract with Patricia Hainey. Mr. Bennett seconded. So voted. Mr. Manchester sought clarity on the re-bidding process for Jetties Beach, specifically for input from the Board on the invitation for bids. Mr. Kopko moved to direct Parks and Recreation not to include the allowance for a daytime liquor license. There was no second. Mr. Chadwick moved that the Board of Selectmen and the Parks and Recreation

Commission meet to discuss at a separate workgroup meeting. Mr. Bennett seconded. So voted. The Board consented to meet on October 10, 2006 at 3:00 PM.

3. Discussion Regarding Sconset Beach Preservation Fund Proposed Beach Nourishment Project Impact(s). Helmut Weymar, Vice President of the Sconset Beach Preservation Fund and Cheryl Bartlett, Executive Director, spoke on the need to save historic homes and public infrastructure in fighting erosion and on the related benefits and the required "rigorous review." George Cloutier shared his views in support of beach re-nourishment, speaking from his experience in Florida. Catherine Stover, Grant Sanders and Jason Flanagan spoke against the project.

Dan Drake suggested staying the course in light of the required regulation reviews yet to occur. Charity Benz spoke against the proposed projections along the beach. Archie McColl clarified that project is only pending at this point, not in effect. Arthur Gasbarro expressed concerns and asked the Board to consider sending a letter of clarification that "permission has not been granted." Ms. Stover noted her distress at mining a protected shoal. D. Anne Atherton asked the Board to consider an island-wide coastal policy. Commission Administrator Dirk Roggeveen spoke on the regulatory review process. Mr. Kopko moved to revisit the matter next week as an agenda item due to the concerns expressed by the people. There was no second.

Selectmen's Reports/Comments. Mr. Kopko asked the Board to support looking into the status of the bylaw regarding chain stores that was approved at the 2006 Annual Town Meeting. Ms. Stover provided an update.

The meeting adjourned at 9:15 PM.

Approved the 11th day of October 2006.